

Entered - 4-17-00 - sb
CL0010226 - GWENDOLYN BURNS


CLAIM OF: **MARK MULKEY**
 4160 Peachtree Farms Road
 Rex, Georgia 30273

For damages alleged to have been sustained as
 a result of a vehicular accident on February 24,
 2000 at 301 Ashby Street, SW.

BY: PUBLIC SAFETY AND LEGAL
 ADMINISTRATION COMMITTEE:

BE IT RESOLVED by the Council of the City
 of Atlanta that the action of the Department of
 Law be approved in authorizing payment to
MARK MULKEY the sum of **\$1,000.00** in
 full settlement and satisfaction of all claims,
 past, present and future, of every kind and
 character for damages alleged to have been
 sustained as a result of a vehicular accident on
 February 24, 2000 at 301 Ashby Street, SW as
 is more particularly set forth in the within
 claim; said sum taken from and charged to
 account 1A01/529017/T31001, Settlement of
 Suits and Claims, Department of Law.

APPROVED: SUSAN PEASE LANGFORD
 CITY ATTORNEY

BY: 
 ROBERT N. GODFREY
 DEPUTY CITY ATTORNEY

ADOPTED BY
 JUL 0 5 2000


COUNCIL

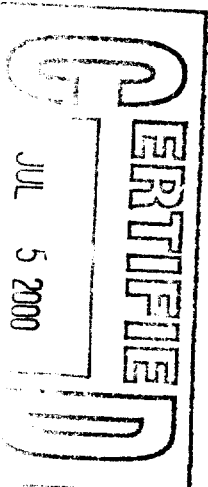
FAVORABLE REPORT

COM. Public Safety

DATE 6/27/08

CHIT. C. T. Martin

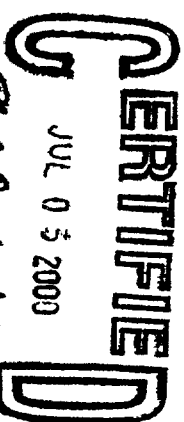

Mark Mulkey



APPROVED

JUL 14 2000

WITHOUT SIGNATURE
 BY OPERATION OF LAW



Rene Douglas Givens
 MUNICIPAL CLERK



**MUNICIPAL CLERK
ATLANTA, GEORGIA**

00-R-0909

A RESOLUTION

**BY PUBLIC SAFETY &
LEGAL ADMINISTRATION COMMITTEE**

BE IT RESOLVED BY the Council of the City of Atlanta that the action of the Department of Law be approved in authorizing payment to **Mark Mulkey** in the sum of **\$1000.00** in full settlement and satisfaction of all claims, past, present and future, of every kind and character, for damages alleged to have been sustained as a result of a **vehicular accident on February 24, 2000 at 301 Ashby Street, SW** as is more particularly set forth in the within claim; said sum taken from and charged to Account 1A01/529017/T31001, Settlement of Suits and Claims, Department of Law.

A true copy,

Rhonda Daughen Johnson
Municipal Clerk, CMC

**ADOPTED by the Council
APPROVED by the Mayor**

**JULY 05, 2000
JULY 13, 2000**

DEPARTMENT OF LAW - CLAIM INVESTIGATION SUMMARY

Claim No. 00L0226

Date: June 15, 2000

Claimant /Victim MARK MULKEY
BY: (Atty) (Ins. Co.) _____
Address: 4160 Peachtree Farms Road, Rex, Georgia 30273
Subrogation: _____ Claim for Property damage \$ 2,034.79 Bodily Injury \$ _____
Date of Notice: 4/14/00 Method: Written, Proper X Improper _____
Conforms to Notice: O.C.G.A. §36-33-5 X Ante Litem (6 Mo.) X
Date of Occurrence 2/24/00 Place: West End Avenue, SW & Ashby Street, SW
Department POLICE Division _____
Employee involved Todd M. Harris Disciplinary Action: None

NATURE OF CLAIM: Claimant's vehicle sustained damage when it was backed into by a City police vehicle that was responding to a call. The City employee was cited for "improper backing".

INVESTIGATION:

Statements: City employee X Claimant _____ Others _____ Written _____ Oral X
Pictures _____ Diagrams _____ Reports: Police X Dept Report _____ Other _____
Traffic citations issued: City Driver X Claimant Driver _____
Citation disposition: City Driver _____ Claimant Driver _____


BASIS OF RECOMMENDATION:

Function: Governmental X Ministerial _____
Improper Notice _____ More than Six Months _____ Other _____ Damages reasonable X
City not involved _____ Offer rejected _____ Compromise settlement X
Repair/replacement by Ins. Co. _____ Repair/replacement by City Forces _____
Claimant Negligent _____ City Negligent X Joint _____ Claim Abandoned _____

Respectfully submitted,


INVESTIGATOR - GWENDOLYN BURNS

RECOMMENDATION:

Pay \$ 1,000.00 Adverse _____ Account charged: 1A01 X 2J01 _____ 2H01 _____
Claims Manager:  Concur/date 06 15 00
Committee Action: _____ Council Action _____

BURNS
04/14/00
D

COUNCIL OF THE CITY OF ATLANTA
MUNICIPAL CLERK
City Hall
55 Trinity Avenue, S.W.
Atlanta, Georgia 30335

RE: CLAIM FOR DAMAGES

Today's Date: 4/12/00

Dear Municipal Clerk:

ENTERED - 4-17-00 - SB
00L0226 - GWEN BURNS

This is to notify the City of Atlanta that I have suffered damages in the amount sum of \$ 2,034.79 property and/or \$ N/A bodily injury for which I contend the City is liable.

1. Date of incident: 2/24/2000
(month/day/year)

2. Police called: ✓
Yes No

3. Location of incident: 200 FEET NORTH OF INTERSECTION OF WEST END AVE S.W. ON ASHBY ST. S.W.

4. Name of your insurance company: COTTON STATES Policy No. GBA1417711

5. State what and how incident occurred: OFFICER TODD M. HARRIS TRAVELING NORTH ON ASHBY ST. WITH MY VEHICLE TRAVELING NORTH RIGHT BEHIND. THE OFFICER PAUSED, TRAFFIC COMING SOUTH WAS STOPPED AS HE TURNED LEFT, I PROCEEDED WHEN CLEAR, OFFICER BACKED UP VERY QUICKLY INTO MY VEHICLE.

6. **ALL ESTIMATES AND DAMAGES ARE SUBJECT TO INSPECTION. THE MAKING OF FALSE CLAIMS WILL RESULT IN YOUR CLAIM BEING DENIED AND MAY RESULT IN CRIMINAL PROSECUTION!**

7. The registered owner must make the claim for vehicle damages, complete the following and attach two (2) estimates of repair and proof of ownership of your vehicle (copy of the current tag receipt or title).

Your vehicle: CHEVROLET P/U 1997 26840 QA MARK C. MULKEY
(make) (year) (tag number) (driver's name)

City vehicle: FORD CROWN VIC TODD M. HARRIS POLICE (CITY OF ATLANTA)
(make) (City driver's name) (department/bureau)

8. Witness: _____
(name) (address) (telephone number)

9. The acknowledgement of this claim in no way waives the Sovereign immunity of the City of Atlanta, as granted by State law, nor is it an admission of liability on behalf of the City of Atlanta and/or its employees).

10. This claim should be mailed immediately to the address shown above.

I HEREBY SWEAR OR AFFIRM THAT THE ABOVE INFORMATION IS TRUE AND CORRECT.

(Signature) (MARK C. MULKEY)
(claimant's name)

4160 PEACHTREE FARMS RD.
(address)

REX, GA. 30273
(city and state)

770-888-2650
(work number)

770-389-0309
(home number)

GENERAL RELEASE AND INDEMNIFICATION

CLAIM NUMBER 00L0226

\$ 1,000.00

IN CONSIDERATION of the sum of ONE THOUSAND DOLLARS & 00/100
 DOLLARS, to be paid by the CITY OF ATLANTA, the future receipt of which is hereby acknowledged,
I do hereby, for myself, my heirs, executors, administrators, and assigns, release and forever discharge said City,
its officers and employees, from any and all claims, demands, actions, causes of action, suits, damages, loss and
expenses, of whatsoever kind or nature for or on account of anything that has heretofore occurred, and particularly
for or on account of vehicular accident

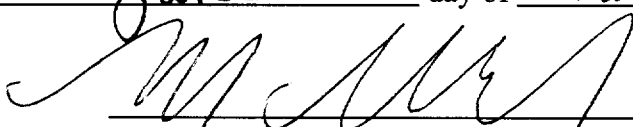
which occurred on or about the 24th day of February, 2000,

at or near 301 Ashby Street SW

It is further understood and agreed that the payment of the above named sum is not to be considered as an
admission on the part of the City, its officers, agents, servants or employees, of any liability whatsoever and the
undersigned further covenants and agrees to indemnify and hold harmless the City of Atlanta, its officers, agents,
servants and employees, from any and all claims, damages or costs which the said City of Atlanta, its officers,
agents, servants and employees, may be called upon to make as a result of the event hereinbefore referred to.

And I now state that the only consideration for my signing this release and indemnification is the payment
of the sum stated above; that no other promise or agreement of any kind or nature has been made to or with me by
said City or its agents to cause me to sign this release, and that I fully understand the meaning and intent of this
instrument.

WITNESS my hand and seal this June day of 12th, 00

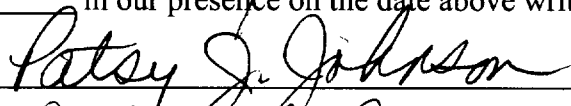



MARK MULKEY (LS)

(LS)

The above release was read and explained to, and signed by the said _____

in our presence on the date above written.





WITNESSES

00- R -0909

RCS# 2057
7/05/00
1:38 PM

Atlanta City Council

Regular Session

Consent Agenda pgs. 1-13

Adopt

SEE ATTACHED LISTING OF
ITEMS ADOPTED/ADVERSED
ON CONSENT AGENDA

YEAS: 11
NAYS: 0
ABSTENTIONS: 0
NOT VOTING: 2
EXCUSED: 0
ABSENT 3

NV McCarty
Y Starnes
Y Bond
B Winslow

Y Dorsey
Y Woolard
Y Morris
Y Muller

Y Moore
Y Martin
Y Maddox
Y Boazman

Y Thomas
B Emmons
B Alexander
NV Pitts

ITEM (S) REMOVED FROM
CONSENT AGENDA
00-O-0982
00-O-0996
00-R-0954
00-R-0981
00-R-0999

07/05/00 Council Meeting	
ITEMS ADOPTED ON CONSENT AGENDA	ITEMS ADVERSED ON CONSENT AGENDA
1. 00-O-0882 2. 00-O-0815 3. 00-O-0986 4. 00-O-0987 5. 00-O-0988 6. 00-O-1002 7. 00-O-0574 8. 00-O-0972 9. 00-O-0818 10. 00-R-0990 11. 00-R-0992 12. 00-R-0993 13. 00-R-0885 14. 00-R-0884 15. 00-R-0883 16. 00-R-0880 17. 00-R-0814 18. 00-R-0957 19. 00-R-0961 20. 00-R-0998 21. 00-R-0887 22. 00-R-0888 23. 00-R-0889 24. 00-R-0997 25. 00-R-0892 26. 00-R-0955 27. 00-R-0984 28. 00-R-1000 29. 00-R-0908 30. 00-R-0909 31. 00-R-0910 32. 00-R-0911 33. 00-R-0912 34. 00-R-0913 35. 00-R-0944 36. 00-R-0945 37. 00-R-0946	38. 00-R-0914 39. 00-R-0915 40. 00-R-0916 41. 00-R-0917 42. 00-R-0918 43. 00-R-0919 44. 00-R-0920 45. 00-R-0921 46. 00-R-0922 47. 00-R-0923 48. 00-R-0924 49. 00-R-0925 50. 00-R-0926 51. 00-R-0927 52. 00-R-0928 53. 00-R-0929 54. 00-R-0930 55. 00-R-0931 56. 00-R-0932 57. 00-R-0933 58. 00-R-0934 59. 00-R-0935 60. 00-R-0936 61. 00-R-0937 62. 00-R-0938 63. 00-R-0939 64. 00-R-0940 65. 00-R-0941 66. 00-R-0942 67. 00-R-0943 68. 00-R-0947 69. 00-R-0948 70. 00-R-0949 71. 00-R-0950 72. 00-R-0951